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8 Attorneys for Plaintiff  
FACEBOOK, INC.

10 UNITED STATES DISTRICT COURT  
11 NORTHERN DISTRICT OF CALIFORNIA  
12 SAN FRANCISCO DIVISION

14 FACEBOOK, INC.,

15 Plaintiff,

16 v.

17 POWER VENTURES, INC. a Cayman Island  
corporation, STEVE VACHANI, an individual;  
18 DOE 1, s/b/a POWER.COM, DOES 2-25,  
inclusive,

19 Defendants.  
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Case No. 5:08-cv-05780-JW (JCS)

**DECLARATION OF MORVARID  
METANAT IN SUPPORT OF  
FACEBOOK INC.'S MOTION FOR  
ADMINISTRATIVE RELIEF  
PURSUANT TO CIVIL LOCAL RULE  
7-11 FOR LEAVE TO FILE  
SUPPLEMENTAL MATERIALS IN  
SUPPORT OF MOTIONS FOR  
PARTIAL SUMMARY JUDGMENT  
AND OPPOSITION TO DEFENDANTS'  
MOTION FOR SUMMARY  
JUDGMENT**

Dept: Courtroom 9, 19th Floor  
Judge: Hon. Chief Judge James Ware

23  
24 **FILED UNDER SEAL**  
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1 I, Morvarid Metanat, hereby declare and state as follows:

2 1. I am an attorney with the law firm of Orrick, Herrington & Sutcliffe LLP, counsel  
3 of record to Facebook, Inc. in the above-captioned matter. I make this declaration based on my  
4 personal knowledge, unless otherwise noted. If called, I can and will testify competently to the  
5 matters set forth herein.

6 2. Attached hereto as **Exhibit A** is a true and correct copy of Facebook's First Set of  
7 Requests for Production on Defendant Power, served on October 22, 2010.

8 3. Attached hereto as **Exhibit M** is a true and correct copy of an October 24, 2011  
9 correspondence between Defendants' counsel and Facebook's counsel.

10 4. Attached hereto as **Exhibit B** is a true and correct copy of Power's May 31, 2011  
11 letter to Facebook's counsel regarding Facebook's requests to Power to supplement its  
12 production.

13 5. Attached hereto as **Exhibit C** is a true and correct copy of Power's November 9,  
14 2011 correspondence with Facebook's counsel regarding the supplemental production. Vachani's  
15 Yahoo! email inbox contains over 300,000 emails and five years. Power's backup server contains  
16 120 gigabytes of data. **[LODGED UNDER SEAL—CONTAINS CONFIDENTIAL**  
17 **INFORMATION]**

18 6. On January 9, 2012, Facebook deposed Power pursuant to Fed. R. Civ. P. 30(b)(6).  
19 Defendant Steve Vachani was designated as Power's 30(b)(6) witness.

20 7. Attached hereto as **Exhibit D** is a true and correct copy of a December 12, 2008  
21 email chain between Steve Vachani and Joe Shapiro. **[LODGED UNDER SEAL—**  
22 **DESIGNATED "HIGHLY CONFIDENTIAL—ATTORNEYS' EYES ONLY" PURSUANT**  
23 **TO PROTECTIVE ORDER]**

24 8. Attached hereto as **Exhibit E** is a true and correct copy of an April 24, 2009 email  
25 between Juliane Conceicao and Steve Vachani. The document contains portions of text in  
26 Portuguese and is followed by a certified translation in English and a signed notarized  
27 certification created by the company, TransPerfect Translations, Orrick retained to perform the  
28 translation. **[LODGED UNDER SEAL—DESIGNATED "HIGHLY CONFIDENTIAL—**

**ATTORNEYS' EYES ONLY" PURSUANT TO PROTECTIVE ORDER]**

9. Attached hereto as **Exhibit F** is a true and correct copy of an August 11, 2005, chat transcript between Steve Vachani and "greg." **[LODGED UNDER SEAL—DESIGNATED "HIGHLY CONFIDENTIAL—ATTORNEYS' EYES ONLY" PURSUANT TO PROTECTIVE ORDER]**

10. Attached hereto as **Exhibit G** is a true and correct copy of a September 12, 2005 email between Steve Vachani and Paul King. **[LODGED UNDER SEAL—DESIGNATED "HIGHLY CONFIDENTIAL—ATTORNEYS' EYES ONLY" PURSUANT TO PROTECTIVE ORDER]**

11. Attached hereto as **Exhibit H** are true and correct copies of excerpts from the January 9, 2012 deposition of Power Ventures, pursuant to Fed. R. Civ. P. 30(b)(6). **[LODGED UNDER SEAL—DESIGNATED "HIGHLY CONFIDENTIAL—ATTORNEYS' EYES ONLY" PURSUANT TO PROTECTIVE ORDER]**

12. Attached hereto as **Exhibit I** is a true and correct copy of a December 2, 2009 email chain between Steve Vachani and Eric Santos. The document contains portions of text in Portuguese and is followed by a certified translation in English and a signed notarized certification created by the company, TransPerfect Translations, Orrick retained to perform the translation. **[LODGED UNDER SEAL—DESIGNATED "HIGHLY CONFIDENTIAL—ATTORNEYS' EYES ONLY" PURSUANT TO PROTECTIVE ORDER]**

13. Attached hereto as **Exhibit J** is a true and correct copy of a November 9, 2006 email chain between Steve Vachani and Kiran Inampudi. **[LODGED UNDER SEAL—DESIGNATED "HIGHLY CONFIDENTIAL—ATTORNEYS' EYES ONLY" PURSUANT TO PROTECTIVE ORDER]**

14. Attached hereto as **Exhibit K** is a true and correct copy of a January 10, 2009 email chain between Steve Vachani and Rick Latona. **[LODGED UNDER SEAL—DESIGNATED "HIGHLY CONFIDENTIAL—ATTORNEYS' EYES ONLY" PURSUANT TO PROTECTIVE ORDER]**

15. Attached hereto as **Exhibit L** is a true and correct copy of a November 24, 2010

1 email chain between Steve Vachani and Bruno Carvalho. The document contains portions of text  
 2 in Portuguese and is followed by a certified translation in English and a signed notarized  
 3 certification created by the company, TransPerfect Translations, Orrick retained to perform the  
 4 translation. **[LODGED UNDER SEAL—DESIGNATED “HIGHLY CONFIDENTIAL—**  
 5 **ATTORNEYS’ EYES ONLY” PURSUANT TO PROTECTIVE ORDER]**

6 16. On January 20, 2012, I emailed Defendants’ counsel, Timothy Fisher, to seek a  
 7 stipulation to Facebook’s filing this motion. Mr. Fisher responded that Defendants would not  
 8 stipulate.

9 I declare under penalty of perjury that the foregoing is true and correct to the best of my  
 10 knowledge. Executed this 20th day of January, 2012 at Menlo Park, California.

11  
 12 Dated: January 20, 2012

Orrick, Herrington & Sutcliffe LLP

13  
 14 By: /s/ Morvarid Metanat /s/  
 15 MORVARID METANAT  
 16 Attorneys for Plaintiff  
 17 FACEBOOK, INC.  
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